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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT TACOMA

8 RICHARD ROY SCOTT,

9 Plaintiff,

10 v.

11 KELLY CUNNINGHAM,

12 Defendant.

13 CASE NO. C11-6015 BHS

14 ORDER ADOPTING REPORT
15 AND RECOMMENDATION

16 This matter comes before the Court on the Report and Recommendation (“R&R”)
17 of the Honorable Karen L. Strombom, United States Magistrate Judge (Dkt. 84) and
18 Plaintiff Richard Roy Scott’s (“Scott”) objections to the R&R (Dkt. 87).

19 On August 29, 2012, Judge Strombom issued the R&R recommending that the
20 Court grant Scott’s motion to dismiss his complaint. Dkt. 84. Scott objects on the
21 ground that he withdrew his motion to withdraw. Dkt. 87. Based on Scott’s previous
22 cases, he must acquire permission to file any action before the Court. Once permission is
23 granted, Scott then files numerous frivolous and repetitive motions to consume public
24 resources. This behavior shall not be tolerated. The Court finds that Scott’s current
25 motion to withdraw his motion to withdraw is another vexatious litigation tactic to

1 consume the Court's and Defendant's resources because Scott fails to provide any
2 substantive reason for the withdrawal of his withdrawal.

3 Therefore, the Court having considered the R&R, Scott's objections, and the
4 remaining record, does hereby find and order as follows:

- 5 (1) The R&R is **ADOPTED**;
- 6 (2) The Clerk shall remove all pending motions from the Court's calendar; and
- 7 (3) This action is **DISMISSED with prejudice**.

8 Dated this 6th day of November, 2012.

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12 BENJAMIN H. SETTLE
13 United States District Judge
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